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Binacionales; Farm Labor Organizing Committee, AFL-CIO;

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PLAINTIFFS' NON-OPPOSITION TO DOW
AGROSCIENCES' MOTION TO INTERVENE
(C07-3950 JF)

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1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA

3 UNITED FARM WORKERS; SEA MAR) Civ. No. C07-3950 JF
4 COMMUNITY HEALTH CENTER;)
5 PINEROS Y CAMPESINOS UNIDOS DEL)
6 NOROESTE; BEYOND PESTICIDES;) PLAINTIFFS' NON-OPPOSITION TO DOW
7 FRENTE INDIGENA de) AGROSCIENCES' MOTION TO
8 ORGANIZACIONES BINACIONALES;) INTERVENE
9 FARM LABOR ORGANIZING)
10 COMMITTEE, AFL-CIO; TEAMSTERS)
11 LOCAL 890; PESTICIDE ACTION)
12 NETWORK NORTH AMERICA; MARTHA)
13 RODRIGUEZ; and SILVINA CANEZ,)
14 Plaintiffs,)
15 v.)
16 ADMINISTRATOR, U.S.)
17 ENVIRONMENTAL PROTECTION)
18 AGENCY,)
19 Defendant.)

20 Dow AgroSciences ("Dow"), the primary manufacturer and registrant of chlorpyrifos,
21 seeks to intervene in this case to defend EPA's chlorpyrifos registration decisions. In its motion
22 for intervention, Dow mistakenly states that "Plaintiffs do not consent" to Dow's intervention.
23 Dow Motion at 1. On the contrary, in two separate telephone conversations, counsel for
24 plaintiffs United Farm Workers et al. ("UFW") informed counsel for Dow that UFW would not
25 oppose Dow's intervention. UFW maintains its position of non-opposition regarding Dow's
26 intervention.

Respectfully submitted this 19th day of December, 2007.

/s/ Joshua Osborne-Klein

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Binacionales; Farm Labor Organizing Committee,
AFL-CIO; Teamsters Local 890; and Pesticide
Action Network North America.*

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10 *Attorney for Plaintiffs Martha Rodriguez and*
11 *Silvina Canez*

CERTIFICATE OF SERVICE

I am a citizen of the United States and a resident of the State of Washington. I am over 18 years of age and not a party to this action. My business address is 705 Second Avenue, Suite 203, Seattle, Washington.

On December 19, 2007, I served a true and correct copy of the following documents on the parties listed below:

1. Plaintiffs' Non-Opposition to Dow Agrosiences' Motion to Intervene.

Norman L. Rave, Jr.
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Attorney for Defendant

- ☐ via facsimile
- ☐ via overnight courier
- ☐ via certified mail
- ☐ via first-class U.S. mail
- ☐ via hand delivery
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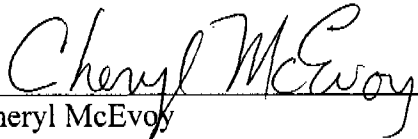
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9 *Dow AgroSciences LLC*

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☐ via overnight courier
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8 I, Cheryl McEvoy, declare under penalty of perjury that the foregoing is true and correct.

9 Executed on this 19th day of December, 2007, at Seattle, Washington.

10
11 
12 Cheryl McEvoy